

### DETAILED ACTION

1. According to paper filed on Dec. 1, 2006, the applicants have canceled claims 1-18 and 35-37; amended claims 19, 21, 23-25 and 27-34 and furthermore, have added new claim 38.
2. Claims 19-34 and 38 are now pending in the application.

### EXAMINER'S AMENDMENT

3. The following amendment is pursuant to a telephone conversation with the applicant's attorney, Mr. Peter J. Knudsen on Dec. 13, 2006. The following changes have been made in claims 23, 29 and 38 :

In claim 23, delete --- variable k ( whole line ) entirely--- ; in variable i, line 2, after phosphonate; insert - and --- and furthermore, in variable j, line 2, after phosphonate, delete --- ; and ---- and insert ---- , ----.

In claim 29, value of variable R4, line <sup>3</sup>4, after selected, insert --- from --- ; after C1-4 alkyl, delete --- acyl ---- ; after C3-7 cycloalkyl, delete --- , ---- and insert --- or an aryl unsubstituted or substituted with ---- and furthermore, in line <sup>4</sup>3, delete --- amino, ----.

In claim 38, line 1, after comprising, delete ----at least --- and insert ---- any ----.

4. Claims 19-34 and 38, renumbered as claims 1-17, are allowed since the applicants arguments were persuasive regarding lack of teachings and motivation in the cited reference to prepare the instant Oxycodone prodrugs.

JB  
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